



County of Los Angeles
CHIEF ADMINISTRATIVE OFFICE

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DAVID E. JANSSEN
Chief Administrative Officer

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Third District

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Fifth District

March 1, 2005

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ADOPTION OF ENACTED RETIREMENT LEGISLATION
(3-VOTES)**

IT IS RECOMMENDED THAT YOUR BOARD:

Adopt the attached resolution implementing Sections 31760.5 and 31492(c) of the Government Code. Placement of this resolution on the agenda of March 1, 2005 was approved by your Board on February 15, 2005 (Reference Item 9 on the February 15, 2005 agenda).

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

At its meeting on February 15, 2005, your Board indicated its intent to approve the attached resolution implementing Sections 31760.5 and 31492(c) pertaining to a new form of survivor benefit permitted by the County Employees Retirement Law of 1937. Your Board also instructed that the resolution be placed on the March 1, 2005 agenda. This recommendation complies with that instruction. Information on the purpose and justification of the February 15, 2005 Board action is detailed in Item 9 from that agenda.

Implementation of Strategic Plan Goals

The actions recommended in this letter are directly responsive to the Strategic Plan goals of fiscal responsibility and workforce excellence.

FISCAL IMPACT/FINANCING

Sections 31760.5 and 31492(c) establish an optional form of survivor benefit. The costs of the optional benefit will be fully borne by the employees who elect it. Refer to Item 9 of the February 15, 2005 agenda for further details.

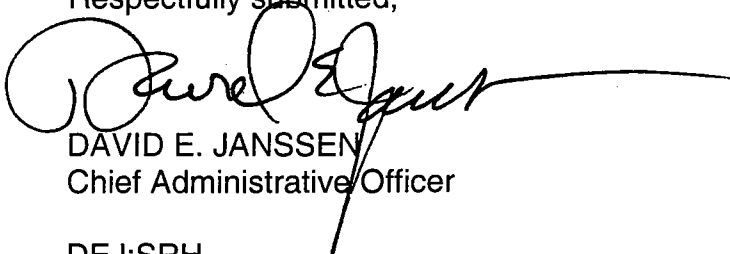
FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Approval of the attached resolution, as proposed, would make Sections 31760.5 and 31492(c) operative with respect to retirements occurring on or after March 1, 2005.

IMPACT ON CURRENT SERVICES

None.

Respectfully submitted,



DAVID E. JANSSEN
Chief Administrative Officer

DEJ:SRH
WGL:PC:df

Attachment

c: County Counsel
Auditor-Controller
Los Angeles County Employees Retirement Association (LACERA)
Coalition of County Unions
LACEA, Local 660, SEIU, AFL-CIO

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF LOS ANGELES
ALLOWING REDUCTION OF A MEMBER'S RETIREMENT ALLOWANCE
IN RETURN FOR AN ACTUARIALLY EQUIVALENT INCREASED
SURVIVOR ALLOWANCE**

WHEREAS, effective January 1, 2005, Government Code Sections 31760.5 and 31492(c) authorize a member of the retirement system in Los Angeles County to elect to reduce the member's retirement allowance and have the actuarial equivalent of such reduction, as of the date of retirement, applied to an increase in the survivor benefit otherwise payable to his or her surviving spouse or, if applicable, minor children; and,

WHEREAS, these statutes require that, in each instance, the calculation of the actuarial reduction in the member's retirement allowance take into consideration the life expectancy of the member and his or her surviving spouse and that the reduction be sufficient, in the opinion of the board of retirement and the board of retirement's actuary, not to place any additional financial burden upon the retirement system; and,

WHEREAS, these statutes are not operative in Los Angeles County until made applicable, by resolution, by majority vote of the Board of Supervisors and applies only to those members who retire after the operative date of this resolution;

NOW THEREFORE, BE IT RESOLVED that Sections 31760.5 and 31492(c) of the Government Code are hereby made applicable to the County of Los Angeles effective March 1, 2005.

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Los Angeles reserves to itself the option, at any time in the future, to terminate the applicability of these statutes to the County of Los Angeles.


The foregoing resolution was on the ____ day of _____, 2005, adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

VIOLET VARONA-LUKENS
Executive Officer-Clerk of the Board
of Supervisors of the County of Los
Angeles

By _____
Deputy

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By  _____
HALVOR S. MELOM
Principal Deputy County Counsel

HSM